

HOUSE STANDING COMMITTEE ON EDUCATION

Tuesday, June 21, 2005

10:30 a.m.

308 House Office Building

Representative Brian Palmer, Chair, called the meeting to order.

MEMBERS PRESENT: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Kehrl and Clack.

Representative Pearce moved to excuse absent members.

Representative Angerer supported the motion.

There being no objection, the motion prevailed by unanimous consent.

MEMBERS ABSENT/EXCUSED: Representative Virgil Smith.

Representative Ball moved to approve the minutes of the June 16, 2005 meeting.

Representative Meyer supported the motion.

There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4402, HB 4928, HB 4929, HB 4930, HB 4931, HB 4932, and HB 4933 before the committee.

HB 4402	Hansen	Education; employees; background check on special education personnel employed by public schools; require.
HB 4928	Palmer	Education; teachers; change in procedures for notification of teachers being convicted of certain offenses and escrow of salaries for teachers convicted of certain offenses; provide for.
HB 4929	Palmer	Education; teachers; teacher tenure act protection for teachers convicted of certain crimes; restrict.
HB 4930	Elsenheimer	Education; teachers; reporting requirements for teacher convicted of certain crimes; provide for.
HB 4931	Schuitmaker	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of school employee failing to report conviction for listed offense; enact.

HB 4932 Gaffney Corrections; parole; student safety zones; establish.

HB 4933 Jones Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of living, working, or loitering in a student safety zone; establish.

Substitute (H-2) was previously adopted to HB 4402 on June 15, 2005.

Representative Elsenheimer moved to adopt substitute (H-3) to HB 4402.

Representative Vander Veen supported the motion.

The motion prevailed by a vote of 15-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Pearce, Proos, Hopgood, Miller, Angerer, Kehrl and Clack,

Nays: None,

Pass: None.

Representative Mortimer moved to adopt substitute (H-1) to HB 4928.

Representative Proos supported the motion.

The motion prevailed by a vote of 15-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Pearce, Proos, Hopgood, Miller, Angerer, Kehrl and Clack,

Nays: None,

Pass: None.

Representative Mortimer moved to adopt substitute (H-1) to HB 4929.

Representative Elsenheimer supported the motion.

The motion prevailed by a vote of 15-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Pearce, Proos, Hopgood, Miller, Angerer, Kehrl and Clack,

Nays: None,

Pass: None.

Representative Meyer moved to adopt substitute (H-1) to HB 4930.

Representative Elsenheimer supported the motion.

The motion prevailed by a vote of 15-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Pearce, Proos, Hopgood, Miller, Angerer, Kehrl and Clack,

Nays: None,

Pass: None.

Representative Vander Veen moved to adopt substitute (H-1) to HB 4932.

Representative Clack supported the motion.

The motion prevailed by a vote of 15-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Pearce, Proos, Hopgood, Miller, Angerer, Kehrl and Clack,

Nays: None,

Pass: None.

Representative Hansen testified in support of HB 4402.

Bob Morris, representing the Michigan Department of Education, testified and expressed concerns with the bills.

Paul Stankewitz, representing the Michigan Catholic Conference, submitted a card in support of the bills, but did not wish to speak.

Barbara Levine, representing the Citizens Alliance on Prisons and Public Spending, testified in opposition to HB 4932.*

Shelli Weisberg, representing the American Civil Liberties Union of Michigan, testified in opposition to HB 4932.

Cindy (not wishing to provide her last name), representing herself, testified in opposition to HB 4932.*

Barb (not wishing to provide her last name), representing herself, testified in opposition to HB 4932.*

Representative Gosselin moved to report HB 4402 as substitute (H-3) with recommendation.

Representative Elsenheimer supported the motion.

The motion prevailed by a vote of 17-0-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: Representative Vander Veen.

HB 4402 (H-3) reported out with recommendation.

Representative Gosselin moved to report HB 4928 as substitute (H-1) with recommendation.

Representative Proos supported the motion.

The motion prevailed by a vote of 16-0-2.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Angerer, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: Representatives Vander Veen and Miller.

HB 4928 (H-1) reported out with recommendation.

Representative Meyer moved to report HB 4929 as substitute (H-1) with recommendation.

Representative Elsenheimer supported the motion.

The motion prevailed by a vote of 16-0-2.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Angerer, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: Representatives Vander Veen and Miller.

HB 4929 (H-1) reported out with recommendation.

Representative Elsenheimer moved to report HB 4930 as substitute (H-1) with recommendation.

Representative Meyer supported the motion.

The motion prevailed by a vote of 18-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: None.

HB 4930 (H-1) reported out with recommendation.

Representative Gosselin offered the following amendments to HB 4931:

1. Amend page 2, following line 3, by inserting:
“**380.1230d(3)(a) PUB SAF G FAILURE BY SCHOOL
EMPLOYEE TO REPORT
CHARGE OF CONVICTION
FOR LISTED OFFENSE 2**”.
2. Amend page 2, line 5, by striking out all of line 5.

Representative Gosselin moved to adopt the amendments to HB 4931.

Representative Pearce supported the motion.

The motion prevailed by a vote of 18-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: None.

Representative Gosselin moved to report HB 4931 as substitute (H-1) with recommendation.

Representative Mortimer supported the motion.

The motion prevailed by a vote of 18-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: None.

HB 4931 (H-1) reported out with recommendation.

Representative Gosselin offered the following amendment to HB 4932 (H-1):

1. Amend page 3, line 3, after “**RESIDENCE**” by inserting “**OR PLACE OF EMPLOYMENT**”.

Representative Gosselin moved to adopt the amendment to HB 4932.

Representative Elsenheimer supported the motion.

The motion prevailed by a vote of 15-0-3.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Lemmons, III, and Kehrl,

Nays: None,

Pass: Representatives Miller, Anger and Clack.

Representative Hoogendyk offered the following amendment to HB 4932 (H-1):

1. Amend page 3, following line 19, by inserting:
“Enacting section 1. This amendatory act takes effect October 15, 2005.”.

Representative Hoogendyk moved to adopt the amendment to HB 4932.

Representative Elsenheimer supported the motion.

The motion prevailed by a vote of 17-0-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Angerer, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: Representative Miller.

Representative Meyer moved to report HB 4932 as substitute (H-2) with recommendation.

Representative Elsenheimer supported the motion.

The motion prevailed by a vote of 13-0-5.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Lemmons, III, and Kehrl,

Nays: None,

Pass: Representatives Hoogendyk, Vander Veen, Miller, Angerer and Clack.

HB 4932 (H-2) reported out with recommendation.

Representative Mortimer offered the following amendment to HB 4933:

1. Amend page 3, following line 13, by inserting:
“Enacting section 1. This amendatory act takes effect October 15, 2005.” and
renumbering the remaining enacting section.

Representative Mortimer moved to adopt the amendment to HB 4933.

Representative Gosselin supported the motion.

The motion prevailed by a vote of 13-0-3.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Ball,
Elsenheimer, Pearce, Proos, Hopgood, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: Representatives Vander Veen, Miller and Angerer.

Representative Mortimer moved to report HB 4933 as substitute (H-1) with recommendation

Representative Gosselin supported the motion.

The motion prevailed by a vote of 13-0-3.

FAVORABLE ROLL CALL:

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Ball,
Elsenheimer, Pearce, Proos, Hopgood, Lemmons, III, Kehrl and Clack,

Nays: None,

Pass: Representatives Vander Veen, Miller and Angerer.

With no further business to come before the committee, the Chair adjourned the meeting, the
time being 11:57 a.m.

Representative Brian Palmer, Chair

Ben Cook
Committee Clerk
June 21, 2005
1 hour 27 minutes

Date Approved and Signed

* indicates printed materials attached to original minutes.